

## Message Text

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15

ACTION L-02

INFO OCT-01 EUR-12 IO-10 ISO-00 DODE-00 AEC-05 CIAE-00

H-01 INR-07 NSAE-00 OIC-02 OMB-01 PA-01 PM-03 PRS-01

SAJ-01 SAM-01 SP-02 SS-15 USIA-06 TRSE-00 RSC-01

NSC-05 ACDA-05 BIB-01 OES-03 /086 W

----- 081302

R 081026Z FEB 75

FM USMISSION GENEVA

TO SECSTATE WASHDC 558

INFO AMEMBASSY MOSCOW

USMISSION NATO BRUSSELS

C O N F I D E N T I A L GENEVA 827

EO 11652 GDS

TAGS: CSCE, PFOR, XG

SUBJ: CSCE: POTENTIAL LEGAL PROBLEMS

REF: STATE 024119 NOTAL

1. WE USED REFEL INSTRUCTIONS AT NATO DELEGATION  
HEADS CAUCUS FEBRUARY 6. CAUCUS WAS PLEASED AND RELIEVED  
BY US POSITION.

2. ITALIAN REP NOTED THAT SEVERAL DELEGATIONS  
(US, CANADA, FRG) HAD IN RECENT WEEKS ALLUDED TO  
PROBLEMS OF COMPTETENCE OF CENTRAL GOVERNMENTS IN  
RELATION TO SPECIFIC ISSUES IN BASKET III. WHILE  
SPECIFIC PROBLEMS WERE DIFFERENT IN EACH CASE, THE  
RAISED OVERALL QUESTION OF COMMITMENT TO IMPLEMENT  
BASKET III. ITALIAN REP THOUGHT IT WAS MOST IMPORTANT  
THAT NO REPEAT NO OVERALL CAVEAT BE INCLUDED IN FINAL  
CSCE DOCUMENTS THEMSELVES, SINCE THIS WOULD CREAT MAJOR  
LOOPHOLE FOR SOVIETS TO AVOID IMPLEMENTING BASKET III  
AGREEMENTS. ITALIAN VIEW WAS THAT UNILATERAL INTERPRETIVE  
STATEMENTS, (MENTIONED AS A POSSIBILITY IN REFTEL)

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WOULD BE PREFERABLE TO INCLUSION OF SOME CAVEAT

IN FINAL DOCUMENTS, BUT EVEN THIS SOLUTION WOULD  
POSE DIFFICULT PROBLEMS.

3. IT WAS AGREED THAT NATO DEL HEADS WOULD HOLD

FURTHER DISCUSSION OF THIS OVERALL PROBLEM,  
PARTICULARLY AS IT RELATES TO WORDING OF FINAL ACT, AT  
REGULAR CAUCUS MEETING NEXT THURSDAY, FEB 13.  
DALE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** INTERNATIONAL LAW, BASKET III  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 08 FEB 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975GENEVA00827  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D750047-0191  
**From:** GENEVA  
**Handling Restrictions:** n/a  
**Image Path:**  
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**Office:** ACTION L  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CSCE: POTENTIAL LEGAL PROBLEMS  
**TAGS:** PFOR, XG, CSCE, NATO  
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